



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEĆA KOSOVA

**File number:** KSC-SC-2023-10/PL001

**Before:** A Panel of the Supreme Court Chamber  
Judge Ekaterina Trendafilova, Presiding  
Judge Christine van den Wyngaert  
Judge Daniel Franssen

**Registrar:** Fidelma Donlon

**Date:** 17 July 2024

**Language:** English

**Classification:** Public

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## Order on the Time-Limits for Submissions

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**Specialist Prosecutor:**  
Kimberly P. West

**Counsel for Sabit Januzi:**  
Jonathan Elystan Rees

**Counsel for Ismet Bahtijari:**  
Felicity Gerry

**Counsel for Haxhi Shala**  
Toby Cadman

**THE PANEL OF THE SUPREME COURT CHAMBER** of the Kosovo Specialist Chambers (“Supreme Court Panel” or “Panel”), noting Article 48(6) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor’s Office (“SPO”), and Rules 9(5)(a) and 76 and of the Rules of Procedure and Evidence (“Rules”), hereby renders this order.

## I. PROCEDURAL BACKGROUND

1. On 12 April 2024, a Court of Appeals Panel denied Mr Haxhi Shala’s appeal against the Pre-Trial Judge’s decision ordering Mr Shala’s continued detention (“Impugned Decision”).<sup>1</sup>
2. On 12 July 2024, Mr Shala filed a request for protection of legality against the Impugned Decision (“Request”).<sup>2</sup> The Request was notified on 15 July 2024.
3. On 16 July 2024, the President assigned the Supreme Court Panel to adjudicate the Request and any related matter.<sup>3</sup>

## II. APPLICABLE LAW

4. Rule 76 of the Rules provides that “[u]nless otherwise provided in the Rules, any response to a motion shall be filed within ten (10) days of the motion and any reply to a response shall be filed within five (5) days of the response”.

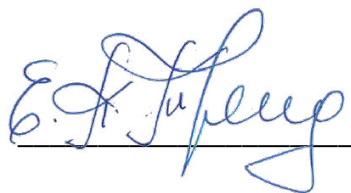
## III. DISCUSSION

5. The Panel notes that aside from the general provision on time limits set forth in Rule 76 of the Rules, the Rules do not establish specific time lines within which the parties are to file responses and replies to requests for protection of legality in accordance with Article 48(6) of the Law. According to Rule 9(5) of the Rules, the Panel may, *proprio motu*, “extend or reduce any time limit prescribed by the Rules”.

## IV. DISPOSITION

6. In view of the foregoing, the Panel hereby **ORDERS** that

- a). The SPO shall file a response to the Request, if any, no later than Monday, 5 August 2024; and
- b). Mr Shala shall file his reply to the SPO's response, if any, no later than Monday, 19 August 2024.



**Judge Ekaterina Trendafilova,**  
**Presiding Judge**

Dated this Wednesday, 17 July 2024  
At The Hague,  
The Netherlands

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<sup>1</sup> KSC-BC-2023-10/IA002, Decision on Haxhi Shala's Appeal Against Decision on Review of Detention, 12 April 2024 (confidential). A public redacted version of the decision was filed on the same day.

<sup>2</sup> F00001, Request for Protection of Legality against Haxhi Shala's Appeal Against Decision on Review of Detention, 12 April 2024.

<sup>3</sup> F00002, Decision Assigning a Supreme Court Panel, 16 July 2024.